



ITC

500.37182CC3

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): M. TOKUYAMA, et al
Serial No.: 10/618,760
Filed: July 15, 2003
For: MAGNETIC HEAD SLIDER AND A MAGNETIC DISK DEVICE
IN WHICH THE SLIDER IS MOUNTED
Group: 2652
Examiner: A. Cao

RESPONSE

Mail Stop Amendment
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

November 24, 2004

Sir:

In response to the Office Action dated September 2, 2004, the following remarks and Terminal Disclaimer are respectfully submitted in connection with the above-identified application.

Turning to the rejection of claims 1-27 under the judicially created doctrine of obviousness-type double patenting as being unpatentable over claims 1-26 of U.S. Patent No. 6,597,537 in view of Yotsuya et al (5,914,833), as recognized by the Examiner, such rejection can be overcome by the filing of a Terminal Disclaimer. In order to expedite the prosecution of this application without acquiescing in the propriety of the rejection as set forth by the Examiner, applicants submit herewith a Terminal Disclaimer and the appropriate fee therefor, such that this rejection should now be overcome.

In view of the above remarks and the submission of the Terminal Disclaimer, applicants submit that this application should now be in condition for allowance, and issuance of a Notice of Allowance is respectfully requested.

To the extent necessary, applicant's petition for an extension of time under 37 CFR 1.136. Please charge any shortage in the fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account No. 01-2135 (500.37182CC3) and please credit any excess fees to such deposit account.

Respectfully submitted,



Melvin Kraus
Registration No. 22,466
ANTONELLI, TERRY, STOUT & KRAUS, LLP

MK/cee
(703) 312-6600